

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

State Building Code Appeals Board¹
Docket No. 05-373

Frederick Goff,)
Appellant,)
)
v.)
)
Town of Dracut and Dan)
McLaughlin,)
Appellees)

BOARD'S RULING ON APPEAL

Procedural History

This matter came before the State Building Code Appeals Board ("the Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant asks the Board to grant a variance from 780 CMR 918.4.5 (Automatic Fire Detection system – Use Group I-3) of the Massachusetts State Building Code ("MSBC") for The Dracut Police Station located at 110 Loon Hill Road, Dracut, MA. In accordance with MGL c. 30A, §§ 10 and 11; MGL c. 143, §100; 801 CMR 1.02 et. Seq.; and 780 CMR 122.3.4, the Board convened a public hearing on February 20, 2007 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

Present and representing Verne G. Norman Associates, Inc., was the Appellant. Present and representing the Town of Dracut Building Department was Inspector of Buildings, Dan McLaughlin. Present and representing the Department of Fire Safety was Dana Haagenen.

¹ This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108.

Discussion

A motion was made to grant the Appellant's request for a variance from 780 CMR 918.4.5 of the MSBC with the following condition, the architect must provide sufficient information to the Town of Dracut Building and Fire Departments assuring them that a duct smoke detector in this type of environment with these types of cells will function. A separate sounder must also be installed in the dispatch center. Motion carried 3-0.


Conclusion

The Appellant's request for a variance from 780 CMR 918.4.5 is hereby
GRANTED.

SO ORDERED.



HARRY SMITH



ALEXANDER MACLEOD



KEITH HOYLE

DATED: March 26, 2007

** In accordance with M.G.L. c. 30A § 14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.*